

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

RICHARD BOHANNON,

Plaintiff(s)

vs.

HARRY RUSSELL, Warden,

Defendant(s)

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Case Number: 1:01-cv-00463

Senior District Judge S. Arthur Spiegel

JUDGMENT IN A CIVIL CASE

Decision by Court: This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

. . . that the Court hereby ADOPTS IN IT'S ENTIRETY the Report and Recommendation (doc. 11). The instant case is hereby administratively STAYED AND TERMINATED on this Court's active docket pending Petitioner's exhaustion of his state law remedies. Issuance of a certificate of appealability of this order pursuant to 28 U.S.C. § 1915(a)(3) is DENIED. The Court hereby certifies that any appeal of this Order may not be taken in good faith; leave to proceed in forma pauperis on appeal is therefore DENIED.

6/16/04

James Bonini, Clerk

s/Kevin Moser

Kevin Moser

Deputy Clerk